


TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 7273-0001WOUS
INTERNATIONAL APPLICATION NO. PCT/NZ2003/000143	INTERNATIONAL FILING DATE 4 July 2003	U.S. APPLICATION NO. (If known, see 37 CFR 1.55) 10/519740
TITLE OF INVENTION SYMBOLS-SCANNING TEST AND SYMBOLS-AND-TRACKING DUAL-TASK TEST		PRIORITY DATE CLAIMED 9 July 2002
APPLICANT(S) FOR DO/EO/US JONES, Richard Darryl and POLLOCK, Anthony Steven		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <p style="padding-left: 20px;">a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p style="padding-left: 20px;">b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p style="padding-left: 20px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p style="padding-left: 20px;">a. <input checked="" type="checkbox"/> is attached hereto.</p> <p style="padding-left: 20px;">b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="padding-left: 20px;">a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p style="padding-left: 20px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="padding-left: 20px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="padding-left: 20px;">d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p>Items 11 to 20 below concern document(s) or information included:</p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: PCT International Search Report; IP Office of NZ - Examination Report</p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. 107519740		INTERNATIONAL APPLICATION NO. PCT/NZ2003/000143		ATTORNEY'S DOCKET NUMBER 7273-0001WOUS	
21. The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic national fee..... \$300.00				\$	
<input checked="" type="checkbox"/> b) Examination fee..... \$200.00				\$	
<input checked="" type="checkbox"/> c) Search fee..... \$500.00				\$	
TOTAL OF ABOVE CALCULATIONS = \$1000.00				\$	1000.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250.00	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	18 - 20 =	0	x \$50.00	\$	0
Independent claims	2 - 3 =	0	x \$200.00	\$	0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			1 + \$360.00	\$	360.00
TOTAL OF ABOVE CALCULATIONS =				\$	1360.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	680.00
SUBTOTAL =				\$	680.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	680.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	40.00
TOTAL FEES ENCLOSED =				\$	720.00
				Amount to be refunded:	\$
				Amount to be charged:	\$ 720.00
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>130235</u> in the amount of \$ <u>720.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>130235</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>Chester E. Flavin, Esq. McCORMICK, PAULDING & HUBER LLP CityPlace II, 185 Asylum Street Hartford, CT 06103-3402</p>					
				<p> SIGNATURE</p> <p>CHESTER E. FLAVIN NAME</p> <p>22.655 REGISTRATION NUMBER</p>	

9 July 2003

P L BERRY & ASSOCIATES
PO Box 1250
Christchurch

Patent Application No: 520069
In the Name of: CANTERBURY DISTRICT HEALTH BOARD
Your ref: 11723

Examination Report

Thank you for your application filed on 4 July 2003.

1. Examination has been performed on the specification as filed.
2. **Section 10(4):**

Claim 10: It appears that the reference to any one of the preceding claims is incorrect as claims 7 and 8 relate to the test subject giving verbal identification only.

3. **Section 2:**

Claims 1 to 19 claim a test, which purely relates to a set of instructions on how to test a subject and as such cannot be considered as new manner of manufacture. A test as such is intellectual information and is not patentable.

4. **Section 13:**

As a result of investigation under Section 13, it appears the invention as claimed has been prior published in:

- 4.1. US 5131848 Adams et al (accession date 21 September 1992).
- 4.2. US 5919046 Hull et al (accession date 22 July 1999).
- 4.3. WO 93/16637 Gomez et al (accession date 24 September 1993).

The Intellectual Property Office is a Business Unit of the Ministry of Economic Development

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The time for completion of all matters expires on **4 October 2004**. An extension of time of up to three months may be requested under Section 19(2).

If you have any questions please contact me.

Yours sincerely

A handwritten signature in black ink, consisting of several fluid, overlapping strokes that form a stylized representation of the name 'Jenny Jebson'.

Jenny Jebson
for Commissioner of Patents, Trade Marks and Designs
Direct Dial (04) 560 1622